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6 IN THE UNITED STATES DISTRICT COURT

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9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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MARK LETELL ADAMS,

12 Plaintiff,

No. C 10-04787 WHA

13 v.

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RONALD ALBERTSON individually in
his official capacity as a former San Carlos
Police Sergeant, MICHAEL ANDERSON
individually in his official capacity as a
former San Carlos Police Officer, JUSTIN
COUNCIL individually in his official
capacity as a former San Carlos Police
Officer, GREG ROTHHAUS individually in
his official capacity as a former San Carlos
Police Chief, CITY OF SAN CARLOS,
CITY OF SAN CARLOS POLICE
DEPARTMENT, and DOES 1-100,

**ORDER DENYING PRÉCIS
REQUEST TO FILE MOTION
FOR CONTINUANCE**

19 Defendants.

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21 Plaintiff Mark Adams submits a précis request to file a motion for continuance pursuant to
22 Rule 56(f) (Dkt. No. 150). Defendants oppose (Dkt. No. 152). A party requesting a continuance
23 pursuant to Rule 56(f) must identify the specific facts that further discovery would reveal, and
24 explain why those facts would preclude summary judgment. *Tatum v. City and County of San*
25 *Francisco*, 441 F.3d 1090, 1100 (9th Cir. 2006). Adams does not identify any specific facts that
26 further discovery would reveal or explain how those facts would preclude summary judgment.

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Adams' request is similar to his earlier request to extend discovery (Dkt. No. 137). In
denying without prejudice that request, the order required Adams to obtain the recommendation

1 of Magistrate Judge Maria-Elena James, who is handling all discovery disputes in this action
2 (Dkt. No. 139). Adams has not submitted an update regarding Judge James' recommendation as
3 to whether discovery should be extended. Judge James denied Adams' latest discovery requests,
4 suggesting that extending discovery in this action is unwarranted (Dkt. Nos. 145, 148).

5 Plaintiff Adams' request to file motion for continuance pursuant to Rule 56(f) is **DENIED**
6 **WITHOUT PREJUDICE.**

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8 **IT IS SO ORDERED.**

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10 Dated: December 20, 2011.

11 
12 WILLIAM ALSUP
13 UNITED STATES DISTRICT JUDGE